

## **Official Proceedings**

**September 1, 2009**

**8:00 am**

Chairman Duane Wolf called the meeting of the Stark County Board of Commissioners to order. All members present.

Chairman Wolf asked for any additions or deletions to the agenda. There were no changes. Comm. Elkin moved to approve the agenda. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff moved to approve the minutes from the August 4, 2009 meeting as presented. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Zander moved to approve the accounts payable plus the supplement. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

**General:**

**10 Mill:**

**County Road:**

**Highway Tax Distribution:**

**Social Welfare:**

**County Poor:**

**IT – Computer/Updates:**

**Capital Improvement:**

**County Park:**

**Fair Board:**

**County Jail:**

**Insurance:**

**Comp Health:**

**VSO Fund:**

**Social Security:**

**Advertising:**

**County Agent:**

**Weed Control:**

**9-1-1:**

**Adult Education:**

**Domestic Violence:**

**Traf Safety Grant:**

**DJS Transport:**

**SW Victim Witness Program:**

**Domestic Violence Rape Crisis Center:**

**Preservation Fee:**

**State Reimbursements:**

**Siren Contingency:**

**Other Reimbursements:**

**Judgment Execution:**

**911 Equipment:**

Darianne Johnson, Domestic Violence and Rape Crisis Center Director, gave an update on services provided by the DVRCC and Family Connections Visitation Center, and requested funding for 2010. The Board of Commissioners will consider the request.

Auditor Schulz informed the Board the retirement rate has increased from 9.12% to 9.26% as of July 1, 2009, and the counties share for the additional law enforcement retirement increased from 2.19% to 4.19% as of January 1, 2008. Comm. Hoff moved to make the necessary changes to the Stark County Benefit Plan and Personnel Policy to reflect the increase in retirement rate. Comm. Kuntz seconded. Roll call vote. All voted Aye the motion carried.

States Attorney Henning gave an update on the proposed amendment of the Stark County Zoning Ordinance. The proposed change affects and defines the notification process to property owners within 200 feet of the property requesting a zoning change.

Chairman Wolf called for any comments from the public in support of or against the proposed zoning ordinance amendment.

Neal Messer spoke in favor of the proposed amendment, indicating that a number of developments in Stark County would not have happened in the past 26 years, if approval of all affected property owners would have been required.

Mary Hodell asked the Board to slow down and look at all the alternatives; this decision will affect Stark County for years to come.

Comm. Hoff presented a recommendation from the Stark County Zoning Commission meeting on August 17, 2009 to amend Stark County Zoning Ordinance Section 9.05 (4) (c) to read as follows:

In cases where a proposed amendment to the Zoning Ordinance and Map affects a property use, the zoning administrator shall notify all owners of properties within 200 feet of the property in question by personal service or by certified or registered mail, addressed to the owner and mailed to his or her last address as shown on the records of the Stark County Treasurer. The costs of the service shall be borne by the applicant.

Comm. Hoff moved to accept the recommendation of the Zoning Commission and amend the Zoning Ordinance and Map Section 9.05 (4) (c) as proposed. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Hank Grinsteiner, St. Anthony Club President, offered the facility of the Brotherhood of St. Anthony for an election voting precinct. Discussion was held on handicap accessibility and parking. Comm. Zander moved that the Auditor visit the site and meet with Mr. Grinsteiner to discuss any concerns, and if the facility meets with the Auditor's approval to change the voting site for Precincts 6 & 7 to the St. Anthony facility. Comm. Elkin seconded. All voted Aye and the motion carried.

Auditor Schulz reported receiving complaints that smoking in front of the building causes second hand smoke to pass into the building through the vents. Chairman Wolf directed Comm. Kuntz to check into alternatives and bring recommendations to the Board.

Sheriff Tuhy presented statistics to support the federal Cops Grant awarded to Stark County for one new deputy position. The Cops Grant would fund a deputy position for three years and the County would be required to fund the position for at least one additional year. Discussion was held concerning requirements and cost to the County if the grant was accepted. It is the consensus of the Board to wait until after the budget process for 2010 is complete before making any decisions.

Tim Kelly, Kadrmas Lee & Jackson, gave the engineer's report. Mr. Kelly reported that a meeting has been set up at the annual conference with the DOT on Monday October 12, 2009, at 11:00 AM Central Time.

Brent Pringle, Interim Emergency Manager, reported that Slope County & Bowman County expressed interest in Stark County doing their dispatch. They had about 600 – 911 calls last year, which would amount to about fifty additional calls per month. Dispatch can handle the additional calls; the biggest problem will be the radio and how to contact responders in that area. Chairman Wolf directed Brent to work with the city and dispatch to work out the details and come up with an amount to charge.

Irene Rhode, President for Stark County Council on Aging, thanked the Board for their past support and requested funding for the program for 2010. The Board will consider the request.

Al Heiser, Road Superintendent, gave a report on road projects, and reported that a notice will be published stating the deadline for weed cutting along county roads is October 1, and include a reminder that all hay bales must also be removed from ditches in the county right of way.

Comm. Kuntz suggested increasing the fee Stark County charges to cut weeds. Chairman Wolf directed Auditor Schulz to form a committee to look at all of our fees and bring a recommendation to the Board.

Rod Landblom, Roosevelt-Custer Regional Council, presented a proposal to update and revise Stark County's Comprehensive Plan, Zoning Code and Subdivision Regulations. The Board will consider the request.

Comm. Hoff moved to adjourn. Comm. Zander seconded.

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Alice Schulz, Auditor

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Duane A. Wolf, Chairman

## **Official Proceedings**

**September 15, 2009  
8:00 am**

Chairman Duane Wolf called the meeting of the Stark County Board of Commissioners to order. All members present.

Chairman Wolf asked for any additions or deletions to the agenda. There were no changes. Comm. Hoff moved to approve the agenda. Comm. Kuntz seconded. All voted Aye and the motion carried.

Comm. Zander moved to approve the minutes from the September 1st, 2009 meeting. Comm. Elkin seconded. All voted Aye and the motion carried.

Sheriff Tuhy presented a 3 year Cops Grant for \$192,165.00. Comm. Zander moved to approve the acceptance of the Cops Grant. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Auditor Schulz presented a Memorandum of Understanding between Stark County Commission and Dunn County Commission for 911. Comm. Elkin moved to authorize the Chairman to sign the memorandum. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried.

Auditor Schulz presented the JABG Grant Application for SW Community Service. Comm. Zander moved to authorize the Chairman to sign the grant application. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Tom Henning, States Attorney, reported the findings have been prepared on the decision for the amendment to the zoning ordinance. The document requires a signature from Russ Hoff and Duane Wolf.

Larry Bernhardt, Social Services Director, presented highlights of the Social Service budget for 2010. Less county dollars are needed due to improved state and federal government reimbursements. Concerning travel expense, options are being explored regarding leasing, renting or purchasing vehicles for travel. The legislature approved a 5% salary increase with minimums and maximums in place.

Auditor Schulz reported that the 2008 taxable valuation was 57,105,627 and the 2009 taxable valuation is 62,240,185, which reflects a 9% increase in valuation.

Auditor Schulz reviewed the 2010 budget for the General Revenue Fund, reporting that revenues are an estimate based on prior years and past actuals. Charges for services will be reviewed.

Auditor Schulz reviewed the 2010 budget for the General Expenditure Fund, reporting that expenditures are an estimate based on prior years and past actuals. All salaries reflect a \$100 per month increase. The Airport Authority requested \$100,000 in funds. Discussion was held to budget \$25,000 for 2010, \$12,500 for 2011 and \$12,500 for 2012 from the Capital Improvement fund. Discussion was held to budget \$20,000 under Planning and Zoning for the Stark County Comprehensive Plan. The bottom line for the General Expenditure Fund has a deficit of approximately \$160,000. Discussion was held to budget \$100,000 for Oil and Gas and deficit spend \$60,000.

Auditor Schulz reviewed the Department budgets. The States Attorney, County Recorder, Tax Director, Highway Distribution and Veterans budgets received adjustments.

Comm. Elkin moved to accept the General Fund budget and make adjustments accordingly. Comm. Zander seconded. Roll call vote. All voted Aye and the motion carried.

Auditor Schulz reviewed the 2010 budgets for the Road Funds. Highway Distribution received an adjustment. Comm. Hoff moved to accept the Road Funds with the adjustment. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff moved to accept the Stark County Social Service budget except that salaries shall be frozen at the level they were at last year with exception be given to employees who were receiving the minimum as approved by the respective boards. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Auditor Schulz reviewed the 2010 budgets for the Special Revenue Funds. Discussion was held to budget approximately \$40,000 in Capital Improvement for the Richardton shop roof. Discussion was held to budget \$1,000 in Advertising for Family Connection. Comm. Hoff moved to accept the Special Revenue Funds budgets with the adjustments. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried.

Auditor Schulz reviewed the 2010 budgets for the Trust and Agency Funds – Non Budget Items. Comm. Zander moved to accept the Trust and Agency Funds. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried

The following **Miscellaneous Receipts** were filed: General: \$101,563.49; County Road: \$21,646.04; Highway Tax Distribution: \$85,615.45; Social Services: \$67,565.52; IT-Computer/Updates: \$253.60; Capital Improvement: \$40,630.22; County Park: \$154.03; Social Security: \$1,684.67; County Agent: \$60.00; Weed Control: \$382.08; 911 Revenue: \$14,697.59; Fingerprint Station: \$248.00; Domestic Violence: \$840.00; Misc. Grants: \$2,000.00; Estimate Tax: \$11,125.10; Game and Fish: \$384.00; Security/Transfer DJS Reimb: \$276.02; SW Victim Witness Program: \$949.50; Domestic Violence Rape Crisis Center: \$563.50; Preservation Fee: \$1,701.00; Other Reimbursements: \$9,466.09; Judgment Execution Revenue: \$3,857.40; 911 Equipment: \$4,825.53;

Comm. Zander moved to adjourn. Comm. Hoff seconded.

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Alice Schulz, Auditor

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Duane A. Wolf, Chairman